

ORIGINAL(21)
3-9-01
82**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**John Carter, Jimmy Mcwhirter,Mariano Pellot, David Campbell,Arthur Carmichael.**Name of Plaintiff(s)****v.**Martin Horn, Jeffrey Beard, Raymond
J. Colleran, James T. Winder, JohnT. Shemo, Thomas Patterson, Paul
Delrosso, Gerald Sobotor, BernardChipeco, Milton Friedman, Emanuel
Patterson, Noel Booth, PatrickHerbert, Tamrat Bekele, Lazslo Kiraly
Glen Jeffes, Janan Loomis.**Name of Defendant(s)**1-CV-00-0834**Civil Case No.**WILLIAM W. CALDWELL**Judge****(Number and Judge to be
assigned by court)****FILED**
HARRISBURG, PA

MAR 08 2001

MARY E. D'ANDREA
Per ME
Deputy Clerk**APPLICATION TO PROCEED IN FORMA PAUPERIS****PLEASE READ CAREFULLY AND FULLY COMPLETE EACH SECTION.**

1. YES I am willing to pursue my claims in this action under the new provisions of The Prison Litigation Reform Act, understanding that pursuing my claim requires payment of a partial filing fee and deduction of sums from my prison account when funds exist until the filing fee of \$150.00 has been paid in full.
2. YES I have enclosed an executed Authorization form which authorizes the Institution holding me in custody to transmit to the Clerk a certified copy of my trust account for the past six (6) months as well as payments from the account in the amounts specified by 28 U.S.C. §1915(b).
3. Have you, prior to the filing of the complaint in this action and while a prisoner as that term is defined in 28 U.S.C. § 1915(h), brought 3 or more actions or appeals in a court of the United States that were dismissed as frivolous, malicious, or for failure to state a claim upon which relief may be granted? Yes No NO
 - (a) If the answer is "yes," are you now seeking relief because you are under imminent danger of serious physical injury? Yes No NO

- (b) Please explain in detail why you are under imminent danger of serious physical injury:

4. (a) Are you presently employed at the Institution? Yes ____ No A
(b) If yes, what is your monthly compensation? \$ 15.00
5. Do you own any cash or other property; have a bank account; or receive money from any source? Yes YES No NO

If the answer is "yes" to any of the above, describe each source and the amount involved.

FAMILY DIFFERENT SMALL SUMS.

I certify under penalty of perjury that the foregoing is true and correct.

Executed on _____
(Date)

Jimmy Lee McPherson
(Signature of Plaintiff)

This certification is executed pursuant to Title 28, United States Code, Section 1746.

AUTHORIZATION

(Prisoner's Account Only)

1-6V-00-0834

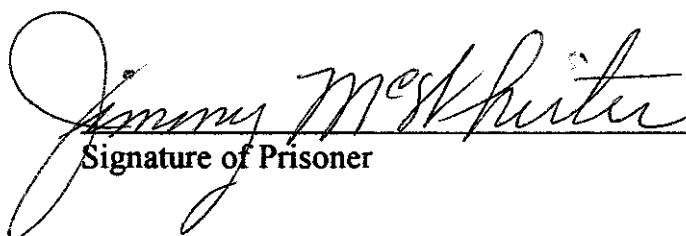
Case No. _____

NOTE: Completing this authorization form satisfies your obligation under 28 U.S.C. § 1915(a)(2) to submit a certified copy of your trust fund account.

I, JIMMY McWHIRTER, request and authorize the agency holding me in custody to send to the Clerk of Court, United States District Court for MIDDLE District of Pennsylvania, a certified copy of the statement for the past six months of my trust fund account (or institutional equivalent) at the institution where I am incarcerated. I further request and authorize the agency holding me in custody to calculate and disburse funds from my trust account (or institutional equivalent) in the amounts specified by 28 U.S.C § 1915(b).

This authorization is furnished in connection with the filing of a civil action, and I understand that the filing fee for the complaint is \$150.00. I also understand that the entire filing fee will be deducted from my account regardless of the outcome of my civil action. This authorization shall apply to any other agency into whose custody I may be transferred.

Date: 2 - 26 - 2000


Signature of Prisoner

PA DEPT. OF CORRECTIONS
BUREAU OF COMPUTER SERVICES
REMOTE PRINT TIME 8:48

INMATE ACCOUNTS SYSTEM
PARTIAL ACCOUNT LISTING
FROM PURGE FILE

RUN IAS365
DATE 2/28/2001
PAGE 1

BATCH #	DATE MO DY YEAR	INMATE NUMBER	NAME LAST	FIRST	MI	STARTING BALANCE
		CC8387	MCWHIRTER	JIMMY	L	122.38

BATCH #	DATE MO DY YEAR	TRANSACTION DESCRIPTION	AMOUNT	BALANCE AFTER TRANSACTION
8187	07-05-2000	32 WAM COMMISSARY FOR 7/06/2000	-13.39	108.99
578	07-07-2000	10 MAINTENANCE PAYROLL FOR: JUNE 2000	15.84	124.83
582	07-07-2000	13 PERSONAL GIFT FROM MCWHIRTER, DAISY E762836	40.00	164.83
8194	07-12-2000	32 WAM COMMISSARY FOR 7/13/2000	-20.87	143.96
664	07-18-2000	44 ORGANIZATIONAL FOR: NATIVE AMERICAN FUND	-2.00	141.96
8201	07-19-2000	32 WAM COMMISSARY FOR 7/20/2000	-16.60	125.36
684	07-21-2000	37 POSTAGE	-55	124.81
8208	07-26-2000	32 WAM COMMISSARY FOR 7/27/2000	-24.37	100.44
8208	07-26-2000	32 WAM COMMISSARY FOR 7/27/2000	-1.08	99.36
730	07-28-2000	13 PERSONAL GIFT FROM MCWHIRTER, DAISY E749112	40.00	139.36
8215	08-02-2000	32 WAM COMMISSARY FOR 8/03/2000	-29.29	110.07
779	08-04-2000	31 OUTSIDE PURCHASES ACCESS CATALOG	-28.79	81.28
785	08-04-2000	10 MAINTENANCE PAYROLL FOR: JULY 2000	14.40	95.68
8222	08-09-2000	32 WAM COMMISSARY FOR 8/10/2000	-24.62	71.06
832	08-10-2000	44 ORGANIZATIONAL FOR: NATIVE AMERICAN FUND	-11.30	59.76
843	08-14-2000	13 PERSONAL GIFT FROM MCWHIRTER, DAISY E822721	40.00	99.76
844	08-14-2000	37 POSTAGE	-1.65	98.11
8229	08-16-2000	32 WAM COMMISSARY FOR 8/17/2000	-26.05	72.06
872	08-17-2000	37 POSTAGE U P S	-9.45	62.61
873	08-17-2000	38 INSIDE PURCHASES FOR: VENDACARD #285	-5.00	57.61
891	08-21-2000	37 POSTAGE	-1.65	55.96
900	08-22-2000	14 MISCELLANEOUS VOID CHECK / ACCESS CATALOG CO	28.79	84.75

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INMATE	NAME		
NUMBER	LAST	FIRST	MI
CC8387	MCWHIRTER	JIMMY	L

BATCH	DATE		TRANSACTION DESCRIPTION	TRANSACTION	BALANCE AFTER
#	MO DY YEAR			AMOUNT	TRANSACTION
8236	08-23-2000	32	WAM COMMISSARY FOR 8/23/2000	-21.17	63.58
952	08-30-2000	37	POSTAGE	-1.21	62.37
8243	08-30-2000	32	WAM COMMISSARY FOR 8/31/2000	-10.42	51.95
971	09-01-2000	13	PERSONAL GIFT FROM MCWHIRTER, DAISY E873450	20.00	71.95
980	09-05-2000	37	POSTAGE	-.22	71.73
999	09-07-2000	44	ORGANIZATIONAL NATIVE AMERICAN FEAST	-13.84	57.89
8251	09-07-2000	32	WAM COMMISSARY FOR 9/08/2000	-15.06	42.83
1017	09-08-2000	10	MAINTENANCE PAYROLL FOR: AUGUST 2000	16.56	59.39
1030	09-11-2000	13	PERSONAL GIFT FROM MCWHIRTER, DAISY E753859	20.00	79.39
8257	09-13-2000	32	WAM COMMISSARY FOR 9/14/2000	-27.54	51.85
1075	09-15-2000	37	POSTAGE	-.99	50.86
1100	09-19-2000	13	PERSONAL GIFT FROM MCWHIRTER, DAISY E747723	40.00	90.86
8264	09-20-2000	32	WAM COMMISSARY FOR 9/21/2000	-28.46	62.40
8271	09-27-2000	32	WAM COMMISSARY FOR 9/28/2000	-30.68	31.72
BALANCE AFTER THESE TRANSACTIONS----->					31.72

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CC8387	MCWHIRTER	JIMMY	L	31.72

BATCH #	DATE MO DY YEAR	TRANSACTION DESCRIPTION	TRANSACTION AMOUNT	BALANCE AFTER TRANSACTION
1216	10-04-2000	10 MAINTENANCE PAYROLL FOR: SEPTEMBER 2000	14.40	46.12
8278	10-04-2000	32 WAM COMMISSARY FOR 10/05/2000	-14.95	31.17
1237	10-06-2000	13 PERSONAL GIFT FROM MCWHIRTER, DAISY E879734	60.00	91.17
8285	10-11-2000	32 WAM COMMISSARY FOR 10/12/2000	-33.52	57.65
8292	10-18-2000	32 WAM COMMISSARY FOR 10/19/2000	-14.26	43.39
1346	10-23-2000	36 PRINTED MATERIALS GRATERFRIENDS	-2.00	41.39
8299	10-25-2000	32 WAM COMMISSARY FOR 10/26/2000	-15.98	25.41
1377	10-27-2000	38 INSIDE PURCHASES FOR: VENDACARD #76	-3.00	22.41
8306	11-01-2000	32 WAM COMMISSARY FOR 11/02/2000	-12.82	9.59
1443	11-06-2000	10 MAINTENANCE PAYROLL FOR: OCTOBER 2000	15.12	24.71
8313	11-08-2000	32 WAM COMMISSARY FOR 11/09/2000	-10.93	13.78
8313	11-08-2000	32 WAM COMMISSARY FOR 11/09/2000	-.10	13.68
1490	11-14-2000	13 PERSONAL GIFT FROM MCWHIRTER, DAISY E957441	60.00	73.68
1498	11-15-2000	37 POSTAGE	-2.03	71.65
1498	11-15-2000	37 POSTAGE	-1.21	70.44
1498	11-15-2000	37 POSTAGE	-2.03	68.41
8320	11-15-2000	32 WAM COMMISSARY FOR 11/16/2000	-25.92	42.49
1532	11-20-2000	37 POSTAGE	-1.58	40.91
1559	11-22-2000	37 POSTAGE	-4.78	36.13
8334	11-29-2000	32 WAM COMMISSARY FOR 11/29/2000	-9.28	26.85
1645	12-06-2000	13 PERSONAL GIFT FROM MCWHIRTER, DAISY E696691	45.00	71.85
8341	12-06-2000	32 WAM COMMISSARY FOR 12/07/2000	-24.22	47.63

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INMATE NUMBER	NAME LAST	FIRST	MI
CC8387	MCWHIRTER	JIMMY	L

BATCH #	DATE MO DY YEAR	TRANSACTION DESCRIPTION	TRANSACTION AMOUNT	BALANCE AFTER TRANSACTION
1659	12-07-2000	10 MAINTENANCE PAYROLL FOR: NOVEMBER 2000	13.68	61.31
1678	12-08-2000	37 POSTAGE	-1.21	60.10
8348	12-13-2000	32 WAM COMMISSARY FOR 12/14/2000	-23.72	36.38
1715	12-14-2000	38 INSIDE PURCHASES VENDACARD #32	-2.00	34.38
1755	12-20-2000	13 PERSONAL GIFT FROM MCWHIRTER, DAISY E658832	60.00	94.38
8355	12-20-2000	32 WAM COMMISSARY FOR 12/21/2000	-24.06	70.32
8362	12-27-2000	32 WAM COMMISSARY FOR 12/28/2000	-9.43	60.89
BALANCE AFTER THESE TRANSACTIONS----->				60.89

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INMATE ACCOUNTS SYSTEM
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INMATE NAME
NUMBER LAST
CC8387 MCWHIRTER

FIRST MI
JIMMY L

STARTING BALANCE
60.89

BATCH #	DATE MO DY YEAR	TRANSACTION DESCRIPTION	TRANSACTION AMOUNT	BALANCE AFTER TRANSACTION
8003	01-03-2001 32	WAM COMMISSARY FOR 1/04/2001	-23.04	37.85
1846	01-05-2001 10	MAINTENANCE PAYROLL FOR: DECEMBER 2000	14.40	52.25
1857	01-05-2001 37	POSTAGE	-2.75	49.50
8010	01-10-2001 32	WAM COMMISSARY FOR 1/11/2001	-15.72	33.78
8017	01-17-2001 32	WAM COMMISSARY FOR 1/18/2001	-8.97	24.81
1963	01-22-2001 13	PERSONAL GIFT FROM MCWHIRTER, DAISY E899509	50.00	74.81
1987	01-24-2001 37	POSTAGE	-.05	74.76
1987	01-24-2001 37	POSTAGE	-.05	74.71
8024	01-24-2001 32	WAM COMMISSARY FOR 1/24/2001	-25.65	49.06
8031	01-31-2001 32	WAM COMMISSARY FOR 2/01/2001	-12.68	36.38
2052	02-05-2001 10	MAINTENANCE PAYROLL FOR: JANUARY 2001	15.12	51.50
2105	02-12-2001 38	INSIDE PURCHASES FOR: VENDACARD #383	-3.50	48.00
9102	02-12-2001 34	RADIO/TV CABLE TV SERVICE	-15.25	32.75
8045	02-14-2001 32	WAM COMMISSARY FOR 2/15/2001	-11.97	20.78
2183	02-26-2001 13	PERSONAL GIFT FROM MCWHIRTER, DAISY E765606	25.00	45.78
BALANCE AFTER THESE TRANSACTIONS----->				45.78

Walter Williams, Accountant
2/28/01

Sworn to and subscribed before me
this 28th day of Feb 20 01

Susan Dovin

NOTARIAL SEAL
SUSAN DOVIN, Notary Public
Canaan Twp., Wayne County
My Commission Expires Jan. 24, 2004